

DECLARATION FOR NON-PROVISIONAL PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

CHOCOLATE FLAVOR MANIPULATION

and for which a patent application:

- ☒ is attached hereto and includes amendment(s) filed on _____ (if applicable)
☐ was filed in the United States on as Application No. _____ (declaration not accompanying application) with amendment(s) filed on _____ (if applicable)
☐ was filed as PCT international Application No. _____ on _____ and was amended under PCT Article 19 on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION			
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED
0126026.4	Great Britain	October 30, 2001	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

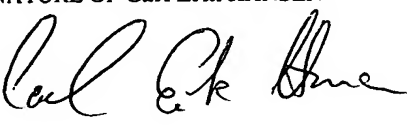

PROVISIONAL APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

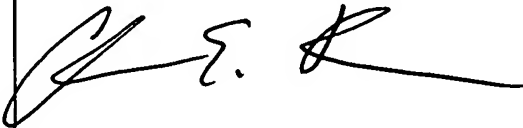
NON-PROVISIONAL APPLICATION NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED
PCT/EP02/07054	June 25, 2002		X	

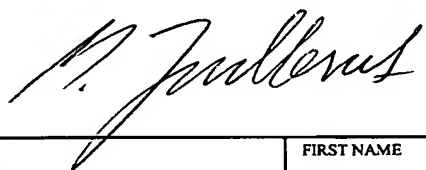

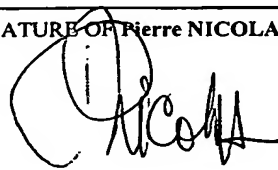
* for use only when the application is assigned to a company, partnership or other organization.


I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2 0 3	FULL NAME OF INVENTOR	LAST NAME HANSEN	FIRST NAME Carl	MIDDLE NAME Erik	
	RESIDENCE & CITIZENSHIP	CITY Epalinges	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Norway	
	POST OFFICE ADDRESS	STREET Chemin du Pré-d'Yverdon SE	CITY Epalinges	STATE OR COUNTRY Switzerland	ZIP CODE CH-1066
		SIGNATURE OF Carl Erik HANSEN 		DATE 2004-03-16	
2 0 2	FULL NAME OF INVENTOR	LAST NAME BUDWIG	FIRST NAME Christopher	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Dublin	STATE OR FOREIGN COUNTRY Ohio	COUNTRY OF CITIZENSHIP USA	
	POST OFFICE ADDRESS	STREET 5755 Adventure Drive	CITY Dublin	STATE OR COUNTRY Ohio	ZIP CODE 43017
		SIGNATURE OF Christopher BUDWIG		DATE	
2 0 3	FULL NAME OF INVENTOR	LAST NAME KOCHHAR	FIRST NAME Sunil	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Savigny	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP India	
	POST OFFICE ADDRESS	STREET Chemin du Grammont 2, La Claise-aux-Moines	CITY Savigny	STATE OR COUNTRY Switzerland	ZIP CODE CH-1073
		SIGNATURE OF Sunil KOCHHAR 		DATE 17 March, 2004	

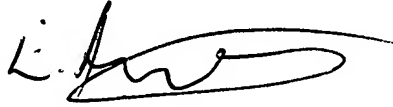
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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	RESIDENCE & CITIZENSHIP	CITY Epalinges	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Norway	
	POST OFFICE ADDRESS	STREET Chemin du Pré-d'Yverdon 5E	CITY Epalinges	STATE OR COUNTRY Switzerland	ZIP CODE CH-1066
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	RESIDENCE & CITIZENSHIP	CITY Dublin	STATE OR FOREIGN COUNTRY Ohio	COUNTRY OF CITIZENSHIP USA	
	POST OFFICE ADDRESS	STREET 5755 Adventure Drive	CITY Dublin	STATE OR COUNTRY Ohio	ZIP CODE 43017
		SIGNATURE OF Christopher BUDWIG 		DATE 3/16/04	
2 0 3	FULL NAME OF INVENTOR	LAST NAME KOCHHAR	FIRST NAME Sunil	MIDDLE NAME	
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	POST OFFICE ADDRESS	STREET Chemin du Grammont 2, La Clae-aux-Moines	CITY Savigny	STATE OR COUNTRY Switzerland	ZIP CODE CH-1073
		SIGNATURE OF Sunil KOCHHAR		DATE	


204	FULL NAME OF INVENTOR	LAST NAME JUILLERAT	FIRST NAME Marcel	MIDDLE NAME Alexandre	
	RESIDENCE & CITIZENSHIP	CITY Lausanne 26	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Switzerland	
	POST OFFICE ADDRESS	STREET Chemin Praz-Dom-Nicod 10, Vers-Chez-Les-Blancs	CITY Lausanne 26	STATE OR COUNTRY** Switzerland	ZIP CODE CH-1000
		SIGNATURE OF Marcel Alexandre JUILLERAT 		DATE 2004-03-17	
205	FULL NAME OF INVENTOR	LAST NAME SPADONE	FIRST NAME Jean-Claude	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY La Tour-De-Peilz	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP France	
	POST OFFICE ADDRESS	STREET Route de St Maurice 201	CITY La Tour-De-Peilz	STATE OR COUNTRY** Switzerland	ZIP CODE CH-1814
		SIGNATURE OF Jean-Claude SPADONE 		DATE 2004-03-16	
206	FULL NAME OF INVENTOR	LAST NAME NICOLAS	FIRST NAME Pierre	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Saint-Legier	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Belgium	
	POST OFFICE ADDRESS	STREET 18, Route du Tirage	CITY Saint-Legier	STATE OR COUNTRY** Switzerland	ZIP CODE CH-1806
		SIGNATURE OF Pierre NICOLAS 		DATE 2004-03-16	

207	FULL NAME OF INVENTOR	LAST NAME REDGWELL	FIRST NAME Robert	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Savigny	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP United Kingdom	
	POST OFFICE ADDRESS	STREET Route De Saint Amour 3A,	CITY Savigny	STATE OR COUNTRY** Switzerland	ZIP CODE CH-1073
		SIGNATURE OF Robert REDGWELL 		DATE 17/3/2004	
208	FULL NAME OF INVENTOR	LAST NAME ARMSTRONG	FIRST NAME Euan	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Pasadena	STATE OR FOREIGN COUNTRY USA	COUNTRY OF CITIZENSHIP United Kingdom	
	POST OFFICE ADDRESS	STREET 1082, North Wilson Avenue	CITY Pasadena	United States of America	ZIP CODE US-91104
		SIGNATURE OF Euan ARMSTRONG		DATE	
209	FULL NAME OF INVENTOR	LAST NAME SIEVERT	FIRST NAME Dietmar	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Epalinges	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Germany	
	POST OFFICE ADDRESS	STREET Ch. de la Pierraz 1	CITY Epalinges	STATE OR COUNTRY** Switzerland	ZIP CODE CH-1066
		SIGNATURE OF Dietmar SIEVERT		DATE	

NY:849587.1

207	FULL NAME OF INVENTOR	LAST NAME REDGWELL	FIRST NAME Robert	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Savigny	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP United Kingdom	
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	POST OFFICE ADDRESS	STREET 1082, North Wilson Avenue	CITY Pasadena	United States of America	ZIP CODE US-91104
		SIGNATURE OF Euan ARMSTRONG 		DATE 01/04/2004	
209	FULL NAME OF INVENTOR	LAST NAME SIEVERT	FIRST NAME Dietmar	MIDDLE NAME	
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		SIGNATURE OF Dietmar SIEVERT		DATE	

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	POST OFFICE ADDRESS	STREET Ch. de la Pierraz 1	CITY Epalinges	STATE OR COUNTRY** Switzerland	ZIP CODE CH-1066
		SIGNATURE OF Dietmar SIEVERT 		DATE 16.3.04	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Carl Erik HANSEN et al.

Confirmation No.

Application No.:

Group Art Unit:

Filing Date: April 15, 2004

Examiner:

For: CHOCOLATE FLAVOR MANIPULATION

Atty. Docket No.: 88265-7070

**POWER OF ATTORNEY
STATEMENT UNDER 37 CFR 3.73(b)**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

As shown by the attached copy of POWER OF ATTORNEY TO PROSECUTE APPLICATION BEFORE THE USPTO, the undersigned attorney of WINSTON & STRAWN LLP (Customer No. 28765) has been appointed to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith.

An assignment of the entire interest in the above-identified subject application:

- ☒ is submitted herewith for recording and a copy is attached.
- ☐ was submitted for recordation on ____ and a copy is attached.
- ☐ was recorded on _____ at Reel _____, Frame _____.

The undersigned attorney has reviewed this assignment and, to the best of his/her knowledge, and belief, the application is owned by the Assignee NESTEC S.A. and that he/she is empowered and authorized to act on their behalf..

Please direct all correspondence for this application to Customer No. 28765 to the attention of Patent Department (telephone 202-371-5904, facsimile 202-371-5950).

Respectfully submitted,

Date: 4/15/04


Allan A. Fanucci (Reg. No. 30,256)

**WINSTON & STRAWN LLP
CUSTOMER NO. 28765
(212) 294-3311**

Enclosure

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby appoint:

☒ Practitioners associated with the Customer Number:

28765

OR

☐ Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

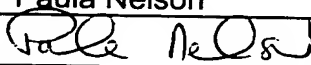
Assignee Name and Address:

Nestec S.A.
Avenue Nestlé 55
CH-1800 Vevey
Switzerland

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name	Paula Nelson	Date	24.02.04
Signature		Telephone	
Title	Vice President		

SEND TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.